

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LISA VIONI and HEDGE CONNECTION INC.,

Plaintiffs,

- against -

AMERICAN CAPITAL STRATEGIES, LTD.,
PROVIDENCE INVESTMENT MANAGEMENT,
LLC, PROVIDENCE INVESTMENT PARTNERS,
LLC, and RUSSELL JEFFREY,

Defendants.

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Case No. 08 CV 02950 (PAC)
(ECF Case)


**NOTICE OF MOTION
TO DISMISS PLAINTIFFS'
COMPLAINT**

PLEASE TAKE NOTICE that, upon the annexed Declaration of Stewart D. Aaron, dated June 24, 2008, and the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss Plaintiffs' Complaint, Defendants, by their undersigned counsel, will move this Court, before the Honorable Paul A. Crotty, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, as soon as counsel may be heard, for an order pursuant to Federal Rule of Civil Procedure 12(b)(6), dismissing the action as to all Defendants for failure to state a claim upon which relief may be granted, and awarding any other further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's directive of June 10, 2008, any opposing papers shall be served and filed on or before July 22, 2008, and any reply papers shall be served and filed on or before August 5, 2008.

Dated: New York, New York
June 24, 2008

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